

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION

HOWARD MCCARTY

PLAINTIFF

VS.

CIVIL ACTION NO. 4:05CV55TSL-AGN

THE ALABAMA GREAT SOUTHERN  
RAILROAD COMPANY

DEFENDANT

**AGREED JUDGMENT OF DISMISSAL WITH PREJUDICE**

This day this cause came on for hearing on joint motion of the plaintiff and defendant for dismissal of this action, and the Court, being advised that the matter has been fully compromised and settled and that no issue remains outstanding between the parties, finds that the motion is well taken and should be granted.

**IT IS, THEREFORE, ORDERED AND ADJUDGED** that this action and all claims and causes of action of the plaintiff Howard McCarty against the defendant herein be, and the same are hereby, dismissed with prejudice, with each party to bear its own costs.

**SO ORDERED** on this, the 2nd day of March, A.D. 2006.

/S/ TOM S. LEE  
UNITED STATES DISTRICT COURT JUDGE

**AGREED:**

s/Michael J. Warshauer  
Attorney for Plaintiff

s/Richard A. Follis  
Attorney for Defendant

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